

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 INDARWATI MIDJAN,

No. C-07-1977 MMC

12 Plaintiff,

**ORDER VACATING CASE
MANAGEMENT CONFERENCE;
STAYING ACTION PENDING
COMPLETION OF RELATED CRIMINAL
PROCEEDINGS**

13 v.

14 CARMEN CHAN and PAUL M. LEUNG,

15 Defendants.

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18 As the parties note in their Joint Case Management Statement, filed July 20, 2007,
19 the instant action is brought pursuant to the Trafficking Victims Protection Reauthorization
20 Act, which provides: "Any civil action filed under this section shall be stayed during the
21 pendency of any criminal action arising out of the same occurrence in which the claimant is
22 the victim." See 18 U.S.C. § 1595(b)(1). For purposes of § 1595, a criminal action "is
23 pending until final adjudication in the trial court." See 18 U.S.C. § 1595(b)(2). On July 10,
24 2007, an indictment was filed, charging defendants with, inter alia, harboring an alien,
25 specifically, plaintiff Indarwati Midjan, in violation of 8 U.S.C. § 1324(a). See United States
v. Chan, CR-07-0428 MMC.

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27 Accordingly, pursuant to 18 U.S.C. § 1595(b)(1), the instant action is hereby
28 STAYED pending final adjudication of United States v. Chan, CR-07-0428 MMC. The July
27, 2007 case management conference is hereby VACATED; the parties shall file a joint

1 request for a case management conference no later than 10 days after the conclusion of
2 the above-referenced criminal proceedings.

3 **IT IS SO ORDERED.**

4 Dated: July 23, 2007



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MAXINE M. CHESNEY
United States District Judge